

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Delaware

ECHOSTAR SATELLITE LLC, ECHOSTAR
TECHNOLOGIES CORPORATION, and
NAGRASTAR LLC,

V.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

06 - 425

FINISAR CORPORATION

TO: (Name and address of Defendant)

FINISAR CORPORATION
c/o Incorporating Services, Ltd.
3500 South Dupont Highway
Dover, DE 19901

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Josy W. Ingersoll (No. 1088)
YOUNG CONAWAY
STARGATT & TAYLOR, LLP
The Brandywine Building
1000 West Street, 17th Floor
P. O. Box 391
Wilmington, Delaware 19899-0391

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

(By) DEPUTY CLERK

DATE

7/11/06

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>July 10, 2006</u>	
NAME OF SERVER (PRINT) <u>Marian Hogan</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>Incorporating Service, 3700 S. Durant Hwy, Dover DE 19901. Service was accepted by Leslie Pope at 3:45 pm</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>7-10-06</u> <u>Marian Hogan</u> <div style="display: flex; justify-content: space-between; width: 100%;"> Date Signature of Server </div> </p> <p style="text-align: center;"><u>37 Woodmont Dr Ste 109 Dover DE 19901</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.